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10 **UNITED STATES DISTRICT COURT**

11 **DISTRICT OF NEVADA**

12 GLORIA FLORES,

13 Case No.: 2:21-cv-00974-JAD-BNW

14 Plaintiff(s),

15 vs.

16 EQUIFAX INFORMATION SERVICES,  
17 LLC,

18  
19 **DISCOVERY PLAN AND  
PROPOSED SCHEDULING  
ORDER**

20  
21 **SUBMITTED IN COMPLIANCE WITH LR 26-1(b)**

22 Gloria Flores (“Plaintiff”) and Equifax Information Services, LLC (“Equifax”),  
23 collectively the “Parties”, by and through their counsel of record, hereby submit their  
24 stipulated Discovery Plan and Scheduling Order pursuant to Federal Rule of Civil  
25 Procedure 16 and 26, as well as LR 16-1 and 26-1. It is hereby requested that the Court  
26 enter the following discovery plan and scheduling order:  
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1           **1. Discovery Plan:**

2           Discovery Cut-Off:

3           **February 14, 2022** (180 days from the  
4           date Defendant filed its Answer, August  
5           16, 2021).

6           Deadline to Amend Pleadings:

7           **November 15, 2021** (90 days prior to the  
8           close of discovery).

9           Deadline to Disclose Initial  
10          Expert Disclosures:

11          **December 15, 2021** (60 days prior to the  
12          close of discovery).

13          Deadline to Disclose Rebuttal  
14          Expert Disclosures:

15          **January 14, 2022** (30 days after  
16          the Initial Disclosure of Experts).

17          Deadline to File Dispositive  
18          Motions:

19          **March 15, 2022** (30 days after the close  
20          of discovery).

21           **2. Pre-Trial Order:** The Parties shall file a joint pretrial order no later than **April**

22           **15, 2022** or thirty (30) days after the date set for filing dispositive motions. In the event  
23          that the Parties file dispositive motions, the date for filing the joint pretrial order shall be  
24          suspended until thirty (30) days after decision on the dispositive motions or further order  
25          of the Court. The disclosure required by Federal Rule of Civil Procedure 26(a)(3) and  
26          objections thereto shall be made in the pre-trial order.

27           **3. Initial Disclosures:** The Parties shall make initial disclosures on or before

28           **September 16, 2021.** Any Party seeking damages shall comply with Federal Rules of  
29          Civil Procedure 26(a)(1)(A)(iii).

30           **4. Extension of Discovery Deadline:** Requests to extend the discovery shall

31          comply fully with LR IA 6-1 and 26-3.

1           **5. Electronically Stored Information (“ESI”):** The Parties stipulate and agree  
2 that all discoverable documents will be produced in electronic format, text searchable  
3 when reasonably practicable, and provided in electronic formats that are widely available  
4 and accessible (e.g., CD-ROM, DVD, USB storage device, PDF, MP3, WAV, MIDI).  
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6 The Parties further agreed that the “parent-child relationships” between documents will  
7 be preserved when documents are produced (e.g., e-mails and their attachments will be  
8 produced together with consecutive bates numbers) as reasonably practicable. While the  
9 Parties agree at this time that it is not necessary to produce the metadata for electronic  
10 documents, the Parties reserve their respective rights to request such information should  
11 any Party deem it necessary. This agreement only determines the format in which the  
12 Parties produce documents; it does not affect any other right of any Party.

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14           **6. LR 26-1(b)(7) CERTIFICATIONS:** The Parties certify that they  
15 considered consenting to trial by a magistrate judge and use of the Short Trial Program.  
16 The Parties further certify that they met and conferred about the possibility of using  
17 alternative dispute resolution processes including, mediation, arbitration, and early neutral  
18 evaluation.

19  
20           **7. Electronic Service and Electronic Evidence (LR 26-1(b)(9)):** The Parties  
21 agree to accept electronic service of discovery requests, discovery responses and other  
22 papers pursuant to Federal Rule of Civil Procedure 5(b)(2)(E). The Parties discussed  
23 whether they intend to present evidence in electronic format to jurors for the purpose of  
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1 jury deliberations and agreed that should discovery be provided in an electronic format at  
2 trial, it will be compatible with the court's electronic jury evidence display system  
3 pursuant to LR 26-1(b)(9).

4       **8. Protective Orders:** Any Party may seek to enter into a stipulated protective  
5 order pursuant to Federal Rule of Civil Procedure 26(c) prior to producing any confidential  
6 documents in its possession. Such Party shall circulate a proposed protective order with  
7 its responses to the applicable discovery requests and, to the extent such Party is  
8 withholding documents, such Party shall produce those withheld documents subject to an  
9 entered protective order within two weeks from the date the court enters the protective  
10 order.

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1           **9. Responses to Discovery served prior to the Rule 26(f) conference:** Unless  
2       agreed otherwise by the Parties, responses to discovery served prior to the Federal Rule  
3       of Civil Procedure 26(f) conference shall be due 33 days after the conference.  
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5           Dated September 3, 2021.  
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7           /s/ *Shawn W. Miller*

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**Equifax Information Services, LLC**

16           **SCHEDULING ORDER**

17           The above-set stipulated Discovery Plan of the parties shall be the Scheduling Order  
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19       for this action pursuant to Federal Rule of Civil Procedure 16(b) and Local Rule 16-1.

20           IT IS SO ORDERED.

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22           \_\_\_\_\_  
23           United States Magistrate Judge

24           Dated: September 7, 2021.